

KattenMuchinRosenman LLP

575 Madison Avenue
New York, NY 10022-2585
212.940.8800 tel
212.940.8778 fax

CHERYL BLUM
cheryl.blum@kattenlaw.com
212.940.8864 direct
212.940.8888 fax

March 19, 2007

By Facsimile (571 273-6500)

Mail Stop 16
Director of the US Patent and Trademark Office
PO Box 1450
Alexandria, VA 22313-1450

Re: U.S. Patent Application No.: 10/003,198
Filed: October 31, 2001
Title: *Measurement Device*
Our Ref. No.: ERDF 22.464 (335981-00001)
USPTO Deposit Account No.: 50-1290

Dear Sir or Madam:

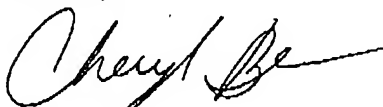
On March 5, 2007 we filed a Request for Continued Examination for the above referenced patent application, which is a "small entity". We were charged \$790 instead of the small entity fee of \$395.

Attached is a copy of the "Bib Data Sheet" which states that the application has small entity status. Please note that the original application was filed by another law firm prior to our having taken over the case.

Please refund our Deposit Account No. 50-1290 the "large entity" fee of \$790 and charge the "small entity" fee of \$395 to the same Deposit Account.

If there is any other documentation that you require, please contact me.

Sincerely,



Cheryl Blum
Legal Assistant

Enclosure

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LONDON AFFILIATE: KATTEN MUCHIN ROSENMAN CORNISH LLP

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Katten

Katten Muchin Rosenman LLP

575 Madison Avenue
 New York, NY 10022-2585
 212.940.8800 tel
 212.940.8778 fax

Facsimile

To	Company	Fax Number	Phone Number
1. Deposit Account Branch	USPTO	571 273-6300	

Date	Client/Matter Number
March 19, 2007	335981-00001
From	Attorney Number
Cheryl Blum	02467
Phone	Fax
212.940.8954	212.940.8986

Total number of pages, including cover letter: 3
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Request For Continued Examination (RCE) Transmittal

Address to:
 Mail Stop RCE
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Application Number	10/003,198
Filing Date	October 31, 2001
First Named Inventor	Jeffrey A. ERDFARB
Art Unit	2859
Examiner Name	Amy R. Cohen
Attorney Docket Number	ERDF 22.484 (3359B1-00001)

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

ii. ☐ Other _____

b. ☒ Enclosed

i. ☒ Amendment/Reply

ii. ☐ Affidavit(s)/ Declaration(s)

iii. ☐ Information Disclosure Statement (IDS)

iv. ☐ Other _____

2. Miscellaneous

a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

b. ☐ Other _____

3. Fees

The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed. The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 50-1290

i. ☒ RCE fee required under 37 CFR 1.17(e)

ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)

iii. ☐ Other _____

b. ☐ Check in the amount of \$ _____ enclosed

c. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Nathan Weber	Registration No. (Attorney/Agent)	150,958
Signature	<i>[Signature]</i>	Date	March 2, 2007

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print/Type)	Frances Davies	Date	March 2, 2007
Signature	<i>[Signature]</i>		

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-0199 and select option 2.

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PAGE 2/10 * RCVD AT 3/2/2007 12:22:58 PM [Eastern Standard Time] * SVR:USPTO-EFXXF-3/14 * DNIS:2738300 * CSID:2129408986 * DURATION (mm:ss):04:44

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